

FILED
JUL 28 11 45 AM '98
CLERK OF THE COURT
YUMA COUNTY, ARIZONA

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF YUMA

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|-------------------------------|---|-----------------------------|
| In the Matter of: |] | |
| |] | <u>Amendment to and</u> |
| |] | <u>Clarification of</u> |
| |] | <u>Administrative Order</u> |
| ASSIGNMENT OF DIVISIONS AND |] | No. 98-1 |
| CASES OF SUPERIOR COURT, YUMA |] | |
| COUNTY, ARIZONA |] | |

This Administrative Order shall amend, nunc pro tunc,
and is intended to clarify (particularly as the same may relate
to A.R.S. §16-331) the original Administrative Order, No. 98-1,
dated January 9, 1998.

On December 31, 1997, the Hon. Jane Hull, Governor of Arizona, announced the appointment of John N. Nelson to fill the judgeship vacancy created on the Yuma County Superior Court as a result of the resignation of the Hon. H. Stewart Bradshaw. John Nelson is expected to assume the duties and obligations of a Yuma County Superior Court Judge effective Friday, January 9, 1998, and will complete the New Judge Orientation Program required of new Superior Court Judges on January 16, 1998.

IT IS THEREFORE ORDERED that effective January 20, 1998, (as the same may be affected by A.R.S. §16-331 and until further order of the presiding judge) the following assignments

1 of Superior Court Judges are made for the Judges of the Yuma
2 County Superior Court:

3 (A) Tom C. Cole is assigned to Division Two;

4 (B) John N. Nelson is assigned to Division One;

5 (C) Kirby Kongable is assigned to Division Three;

6 (D) Philip L. Hall is assigned to Division Four; and

7 (E) Thomas A. Thode is assigned to Division Five.

8 Administratively, the Clerk of the Court shall,
9 effective January 20, 1998, assign all numbered cases, the last
10 two digits of which number when divided by four (4) results in a
11 remainder of one (1), to Judge Tom C. Cole and all such case
12 numbers which result in a remainder of two (2) shall be assigned
13 to Judge John N. Nelson.

14 IT IS FURTHER ORDERED that all cases in the Juvenile
15 Division of the Yuma County Superior Court are hereby, and shall
16 continue to be, assigned to Division Five.

17 IT IS FURTHER ORDERED that all mental health cases
18 shall be assigned to Division Three.

19 IT IS FURTHER ORDERED that all Division Two cases
20 previously assigned to the Hon. Tom C. Cole prior to January 20,
21 1998, shall continue under assignment to Hon. Tom C. Cole,
22 however, effective January 20, 1998, all such cases shall be
23 heard by Judge Tom C. Cole in the Division One courtroom. The
24 criminal proceedings (such as motions, change of pleas,
25 imposition of sentences, etc.) of Judge Tom C. Cole and to be
26 heard in the Division One courtroom shall be held on Tuesday and
27 Thursday mornings. Any such criminal proceedings previously
28 scheduled in cases assigned to the Hon. Tom C. Cole on Wednesday

1 and Friday mornings are (unless otherwise scheduled by specific
2 order) hereby rescheduled and set for the next following Tuesday
3 or Thursday morning.

4 IT IS FURTHER ORDERED that (unless the same are
5 otherwise assigned by a specific order dealing with the
6 individual case) all Division One cases previously assigned to
7 the Hon. Thomas A. Thode and/or Hon. Carley Preusch, prior to
8 January 20, 1998, are hereby reassigned to Hon. John N. Nelson
9 effective January 20, 1998, however, all such cases shall be
10 heard by Judge John N. Nelson in the Division Two courtroom. The
11 criminal proceedings (such as motions, change of pleas,
12 imposition of sentences, etc.) of Judge John N. Nelson to be
13 heard in the Division Two courtroom shall be held on Wednesday
14 and Friday mornings. Any such criminal proceedings previously
15 scheduled in cases assigned to the Hon. Thomas A. Thode on
16 Tuesday and Thursday mornings are (unless otherwise scheduled by
17 specific order) hereby rescheduled and set for the next following
18 Wednesday or Friday morning.

19 IT IS FURTHER ORDERED, effective January 20, 1998,
20 assigning to Hon. Carley Preusch, Judge Pro Tem/Commissioner of
21 the Yuma County Superior Court, those Superior Court cases
22 involving the following:

23 (A) Uniform Interstate Family Support Act (UIFSA
24 cases);

25 (B) Uncontested Adoptions;

26 (C) Domestic Relations Default Dissolutions;

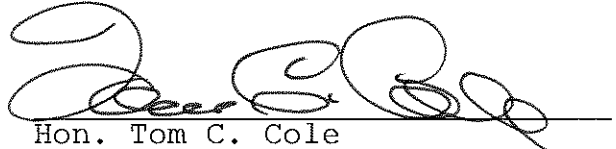
27 (D) Criminal Arraignments (the criminal arraignments
28 shall continue to be held on Friday mornings to

the extent possible);

- (E) Title IV(D) Child Support Enforcement Actions
(Division of Child Support Enforcement and Office
of Attorney General); and
- (F) Weekend and holiday initial appearances in
criminal cases.

IT IS FURTHER ORDERED that Patricia Brockert, Court
Reporter, and Patricia Perry, Bailiff, shall be assigned to
Division Two to serve at the pleasure of Judge Tom C. Cole and
that Gerald Byrnes, Court Reporter, and Henry Green, Bailiff, are
hereby assigned to Division One to serve at the pleasure of Judge
John N. Nelson.

DATED this 27th day of January, 1998.


Hon. Tom C. Cole
PRESIDING JUDGE

Copies to:

Clerk of the Superior Court
Steve Gallaher, Court Administrator
Hon. Thomas A. Thode
Hon. Philip L. Hall
Hon. Kirby Kongable
Hon. John N. Nelson
Hon. Carley Preusch
Patricia Brockert, Court Reporter
Gerald Byrnes, Court Reporter
Patricia Perry, Bailiff
Henry Green, Bailiff
Sharyn Runyen, Elections Director
Yuma County Bar